

A SUMMARY OF THE “SAVE OUR SALMON” INITIATIVE (#2)

“An Act Protecting the Salmon of Bristol Bay by Prohibiting the Destruction or Degradation of Salmon Bearing Waters”

PURPOSE—

The purpose of this Act is to protect salmon habitat from destruction or degradation as a result of large scale mining activities in the Lake and Peninsula Borough.

EFFECT—

This Act would amend the Borough’s development permitting code to prevent the development of any large-scale resource extraction activity (including mining activities) which would destroy or degrade salmon habitat.

If enacted, this Act will become effective immediately upon certification of the election results.

THE "SAVE OUR SALMON" INITIATIVE (#2)

"An Act Protecting the Salmon of Bristol Bay by Prohibiting the Destruction or Degradation of Salmon Bearing Waters"

BE IT ENACTED BY THE PEOPLE OF THE LAKE AND PENINSULA BOROUGH:

Section 1. Purpose:

The purpose of this Act is to protect salmon habitat from destruction or degradation during large scale mining activities in the Lake and Peninsula Borough.

This Act is necessary because salmon is a renewable resource which supports both the economy and subsistence lifestyle of the residents of the Borough. Accordingly, no resource extraction activities shall be allowed that could have a Significant Adverse Impact on wild salmon habitat, or the sustained abundance of the wild salmon resource.

This Act will also allow an opportunity for residents to obtain court review of any proposed development that could have a Significant Adverse Impact on wild salmon habitat or the sustained abundance of the wild salmon resource.

Section 2. Lake and Peninsula Borough Code 09.07.050 is amended as follows:

B. All activities shall be conducted in conformance with all state and/or federal permit stipulations and conditions. ~~[All applicable state and federal permits must be obtained by the applicant before a development permit will be issued by the Borough.]~~ The applicant should obtain its development permit from the Borough prior to obtaining applicable state and federal permits.

C. All activities within the Coastal Zone shall be conducted in conformance with the Borough Coastal Management Plan. Notwithstanding this requirement, all activities within the Borough must comply with this Chapter.

F. Where a Resource Extraction activity could result in excavation, placement of fill, grading, removal and disturbance of the topsoil of more than 640 acres of land and will have a Significant Adverse Impact on existing anadromous waters, a development permit shall not be issued by the Commission.

Section 3. Lake and Peninsula Borough Code 09.07.090 is amended as follows:

Any person aggrieved by a decision under this chapter may appeal a decision within 30 days of the decision by serving written notice of appeal on the Manager. The notice shall state the reasons why the appellant believes the decision is improper. Notice of an appeal may be filed either personally, by facsimile, electronically, or by mail. Service by mail is considered complete at the time of deposit in the mail if mailed with sufficient postage and properly addressed. ~~[is considered served when actually received.]~~

A. Decisions of the Commission are appealed to the Lake and Peninsula Borough Assembly. The issues before the Assembly shall be limited to those raised on appeal, and the evidence shall be limited to a review of the record, although further argument may be allowed. The burden of proof shall be on the appellant to demonstrate the issues on appeal by substantial evidence. The Assembly may affirm or reverse the decision, return the matter to the Commission for further evidence, or change the conditions attached to any approval. Approved uses may not proceed during the appeal process, ~~[unless specifically authorized by the Assembly.]~~

B. An appeal to the Assembly of the Commission's decision may be made in the same manner and according to the same requirements as set forth above for appeals to the Commission. Notice of appeal shall be served on the Manager. The Assembly's decision shall be final for the Borough.

C. If the Commission fails to act on the accepted application within 45 working days, the application shall be considered approved and a permit issued upon demand unless the applicant consents to an extension of review time. This subsection shall not apply to permit applications described in Section 09.07.050(F).

Section 4. Lake and Peninsula Borough Code 09.07.020 is amended to add the following definitions:

"Anadromous Waters" means any waterway or body of water that serves as habitat, or spawning grounds, to any species of salmon during any stage of the species' life cycle as documented in the Alaska Department of Fish and Game's "Catalog of Waters Important for the Spawning, Rearing or Migration of Anadromous Fishes" and its associated Atlas.

"Significant Adverse Impact" shall have the meaning stated at Section 09.05.060 of the Lake and Peninsula Borough Municipal Code.

Section 5. Savings Clause:

It is the intention of the people of the Lake and Peninsula Borough that each of the provisions of this Act or any portion thereof shall be independent of each of the others. The invalidity of any provision or portion of this Act shall not affect the validity of the remaining portions thereof, and that all valid provisions and portions thereof shall be effective irrespective of the invalidity of any other portion thereof. Upon enactment, the Lake and Peninsula Borough shall take all actions necessary to ensure the maximum enforceability of this Act.

Section 6. Effective Date:

This Act shall become effective immediately upon certification of the election results.

**Lake and Peninsula Borough
Application for a Ballot Petition**

Type of action applied for: Initiative

Title of Proposed Action: The "Save our Salmon" Initiative (#2)

Contact Information (Sponsor #1):

Name: Gerald Kosbruk
Address: P.O. Box 89
Phone: 907 853-2203
E-mail: nuproads@hotmail.com
Signature: Gerald Kosbruk
Voter number or birth date: 6/20/65

Alternate Contact Information (Sponsor #2):

Name: Johathan Kosbruk
Address: PO Box 89
Phone: 853-2203
E-mail: nuproads@hotmail.com
Signature: [Signature]
Voter number or birth date: 11/28/86

Sponsor #3:

Name: Johnny Lind
Address: P.O. Box 4 Chignik Lake AK 99548
Phone: 907-845-2209
E-mail: alextsistersjak@hotmail.com
Signature: [Signature]
Voter number or birth date: 9-4-52

Sponsor #4:

Name: Jack Aleck
Address: P.O. Box 18 Chignik Lake AK 99548
Phone: 845-2259
E-mail: [Blank]
Signature: Jack Aleck
Voter number or birth date: 10-2-44

Sponsor #5:

Name: KATHERINE LIND
Address: Box 4 CHIGNIK LAKE AK 99548
Phone: 845-2202
E-mail: km
Signature: Katherine Lind
Voter number or birth date: 10-31-53

Sponsor #6:

Name: DORRIS D. GRUNERT
Address: PO BOX 28 CHIGNIK LAGOON AK 99565
Phone: 907-840-2214 2216 CELL 1902 444 6595
E-mail: MARC GRUNERT@HOTMAIL.COM
Signature: Dorris D. Grunert
Voter number or birth date: 11-8-51

Sponsor #7:

Name: FRANK GRUNERT
Address: P.O. Box 17 Chignik Lagoon AK 99565
Phone: 907-840-2223
E-mail: FRANKIEKARL2360@YAHOO.COM
Signature: Frank Grunert
Voter number or birth date: 5/27/1958

Sponsor #8:

Name: CARL GRUNERT
Address: P.O. Box 17 Chignik Lagoon AK 99565
Phone: 907-840-2223
E-mail: FRANKIEKARL2360@YAHOO.COM
Signature: Carl Grunert
Voter number or birth date: 9/23/60

Sponsor #9:

Name: GEORGE L. JACKS JR.
Address: 1005 Island Drive, Pedro Bay AK 99697. PO 26
Phone: 907-850-2208
E-mail: GEORGE JACKS@YAHOO.COM
Signature: George L. Jacks Jr.
Voter number or birth date: 12/14/1959

Sponsor #10:

Name: William Evans
Address: P.O. Box 71 Nondalton, AK, 99660
Phone: 907-294-2329
E-mail: Wilson Evans @ GCI.net
Signature: William Evans
Voter number or birth date: 7-23-78

Sponsor #11:

Name: Fawn Silas
Address: PO Box 81 Nondalton, AK 99640
Phone: 907-294-2274
E-mail: hombell.1@yahoo.com
Signature: Fawn Silas
Voter number or birth date: 08-27-81

Sponsor #12:

Name: Harry Karstent
Address: P.O. Box 25 NONDALTON ALASKA 99640
Phone: 717-3508
E-mail:
Signature: Harry Karstent
Voter number or birth date: 3-27-53

Sponsor #13:

Name: Bryan D. Vincent
Address: 101 Journey's End Port Alsworth 99653
Phone: 781-2270
E-mail:
Signature: Bryan D. Vincent
Voter number or birth date: 2/7/59


Sponsor #14:

Name: Yvette Evanoff
Address: 101 Journey's End Port Alsworth AK. 99653
Phone: 781-2270
E-mail:
Signature: Yvette Evanoff
Voter number or birth date: 3-13-11

Sponsor #15:

Name: John B. Branson
Address: 2 Dry Creek, Port Alsworth, AK 99653
Phone: _____
E-mail: _____
Signature: John B. Branson
Voter number or birth date: September 29, 1946

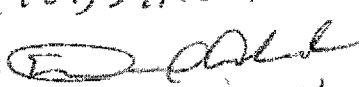
Sponsor #16:

Name: Robert B. Gillam
Address: Keyes Point Subd. Tract A; Lake Clark, Alaska
Phone: 907 351-1731
E-mail: ~~rgillam~~ alaskapilot419@gmail.com
Signature: 
Voter number or birth date: 00337161

Sponsor #17:

Name: Greg Andrew Jr.
Address: Box 129 Levee, AK 99625
Phone: 287-3074
E-mail: gandrewjr@hotmail.com
Signature: Greg Andrew Jr.
Voter number or birth date: 4-29-64

Sponsor #18:

Name: Fr. Dennis Ashur Fr. David Askook
Address: P.O. Box 225, Newhalen, AK 99606
Phone: (907) 571-1209
E-mail: _____
Signature: 
Voter number or birth date: 7/6/55

Sponsor #19:

Name: VERNAJEAN KOLYAH
Address: P.O. Box 47022, Pedro Bay, AK 99647
Phone: 907.850.2252
E-mail: vjkolyah@gmail.com
Signature: Vernajean Kolyah
Voter number or birth date: 02.02.1958

Ordinance or resolution to be initiated:

(See Attached)

**Lake and Peninsula Borough
Application for a Ballot Petition**

Type of action applied for: Initiative

Title of Proposed Action: The "Save our Salmon" Initiative (#2)

Contact Information (Sponsor #1):

Name: *Keith D. Jensen*
Address: *P.O. Box 37; Pedro Bay, AK. 99647*
Phone: *907-850-2211*
E-mail: *Kdjensen@starband.net*
Signature: *Keith D. Jensen*
Voter number or birth date: *9-2-1963*

Alternate Contact Information (Sponsor #2):

Name:
Address:
Phone:
E-mail:
Signature:
Voter number or birth date:

Sponsor #3:

Name:
Address:
Phone:
E-mail:
Signature:
Voter number or birth date:

Sponsor #4:

Name:
Address:
Phone:
E-mail:
Signature:
Voter number or birth date:

**Lake and Peninsula Borough
Application for a Ballot Petition**

Type of action applied for: Initiative

Title of Proposed Action: The "Save our Salmon" Initiative (#2)

Contact Information (Sponsor #1):

Name: Raymond Apokodak
Address: PO Box 32 Levelock, AK 99625
Phone: 907-287-3070
E-mail: rapokodak@hotmail.com
Signature: [Signature]
Voter number or birth date: 1963

Alternate Contact Information (Sponsor #2):

Name: Alexander Tallekpalek
Address: PO Box 13 Levelock, AK 99625
Phone: 907-287-3018
E-mail: tlkplk@yahoo.com
Signature: [Signature]
Voter number or birth date: 5-15-77

Sponsor #3:

Name: Chadalin Washington
Address: Box 14 Levelock AK 99625
Phone: 907-287-6123
E-mail: girluck@hotmail.com
Signature: [Signature]
Voter number or birth date: 8-12-89

Sponsor #4:

Name: Gregory H. Zacker
Address: P.O. Box 1073 Kokheavok AK. 99601
Phone: 907-282-2279
E-mail: greg-zacker@live.com
Signature: [Signature]
Voter number or birth date: 05-30-1971

Sponsor #5:

Name: Jackie C. Hobson SR.
Address: P.O. Box 74
Phone: 907-294-2291
E-mail: TPCRPR
Signature: Jackie C. Hobson
Voter number or birth date: 7/24/58

Sponsor #6:

Name: Lydia Olympic
Address: P.O. Box 4006, Iglood AK 99613
Phone: 907-884-6579
E-mail: lyolympic@aol.com
Signature: Lydia A. Olympic
Voter number or birth date: 3-10-64

Sponsor #7:

Name:
Address:
Phone:
E-mail:
Signature:
Voter number or birth date:

Sponsor #8:

Name:
Address:
Phone:
E-mail:
Signature:
Voter number or birth date:

Sponsor #9:

Name:
Address:
Phone:
E-mail:
Signature:
Voter number or birth date:

Sponsor #10:

Name:
Address:
Phone:
E-mail:
Signature:
Voter number or birth date:

Sponsor #11:

Name:
Address:
Phone:
E-mail:
Signature:
Voter number or birth date:

Sponsor #12:

Name:
Address:
Phone:
E-mail:
Signature:
Voter number or birth date:

Sponsor #13:

Name:
Address:
Phone:
E-mail:
Signature:
Voter number or birth date:

Sponsor #14:

Name:
Address:
Phone:
E-mail:
Signature:
Voter number or birth date:

Sponsor #15:

Name:
Address:
Phone:
E-mail:
Signature:
Voter number or birth date:

Sponsor #16:

Name:
Address:
Phone:
E-mail:
Signature:
Voter number or birth date:

Sponsor #17:

Name:
Address:
Phone:
E-mail:
Signature:
Voter number or birth date:

Sponsor #18:

Name:
Address:
Phone:
E-mail:
Signature:
Voter number or birth date:

Sponsor #19:

Name:
Address:
Phone:
E-mail:
Signature:
Voter number or birth date:

Ordinance or resolution to be initiated:

(See Attached)